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Attorneys for Defendant Technicolor SA

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

SAN FRANCISCO DIVISION

IN RE CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION

No. 07-cv-5944-SC
MDL No. 1917

This Document Relates to:

**DECLARATION OF JEFFREY S.
ROBERTS IN SUPPORT OF THOMSON
SA'S ADMINISTRATIVE MOTION TO
SEAL AND MOTION TO DISMISS DAPS'
NEWLY FILED COMPLAINTS**

Electrograph Systems, Inc., et al. v. Technicolor SA, et al., No. 13-cv-05724;

Alfred H. Siegel, as Trustee of the Circuit City Stores, Inc. Liquidating Trust v. Technicolor SA, et al., No. 13-cv-00141;

Best Buy Co., Inc., et al. v. Technicolor SA, et al., No. 13-cv-05264;

1 *Interbond Corporation of America v.*
2 *Technicolor SA, et al., No. 13-cv-05727;*
3 *Office Depot, Inc. v. Technicolor SA, et al., No.*
4 *13-cv-05726;*
5 *Costco Wholesale Corporation v. Technicolor*
6 *SA, et al., No. 13-cv-05723;*
7 *P.C. Richard & Son Long Island Corporation,*
8 *et al. v. Technicolor SA, et al., No. 31:cv-*
9 *05725;*
10 *Schultze Agency Services, LLC, o/b/o Tweeter*
11 *Opcos, LLC, et al. v. Technicolor SA, Ltd., et al.,*
12 *No. 13-cv-05668;*
13 *Sears, Roebuck and Co. and Kmart Corp. v.*
14 *Technicolor SA, No. 3:13-cv-05262;*
15 *Target Corp. v. Technicolor SA, et al., No. 13-*
16 *cv-05686*

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1 I, Jeffrey S. Roberts, declare and states as follows:

2 1. I make this declaration in support of Thomson SA's (n/k/a Technicolor SA)
 3 Motion to Dismiss Newly Filed Direct Action Plaintiffs' Complaints ("Motion") and
 4 Administrative Motion to Seal portions of the same. The statements contained in this declaration
 5 are based on my personal knowledge and, if called as a witness, I could competently testify to the
 6 following facts.

7 2. I am currently an attorney with the law firm Faegre Baker Daniels LLP, counsel
 8 for Defendants, Technicolor SA (f/k/a Thomson SA) and Technicolor USA, Inc. (f/k/a Thomson
 9 Consumer Electronics, Inc.). I am admitted to practice *pro hac vice* before the United States
 10 District Court for the Northern District of California.

11 3. Thomson SA's concurrently filed Motion discusses and/or references allegations
 12 contained in paragraph ¶ 138 of Office Depot, Inc.'s First Amended Complaint ("Office Depot's
 13 FAC") that were: (1) previously filed under seal because they allegedly were derived from
 14 documents produced and designated as "Confidential" or "Highly Confidential" by other parties
 15 in this action under the terms of the Stipulated Protective Order entered in this case; and (2) were
 16 ordered sealed by the Court's Order Granting Certain Direct Action Plaintiffs' Administrative
 17 Motion to Seal Portions of Amended Complaints [Dkt. No. 2310]. Accordingly, the undersigned
 18 believes good cause exist to seal the portions of Thomson SA's Motion that discuss and/or
 19 reference the previously sealed allegations contained in paragraph.

20 4. Attached as **Exhibit 1** to this Declaration is a true and correct copy of Thomson
 21 SA's Statement of Beneficial Ownership Form 13D/A dated February 8, 2000.

22 5. Attached as **Exhibit 2** to this Declaration is a true and correct copy of the
 23 declaration of Fredric Rose submitted in the matter *In re Petition of Fredric Rose*, [Dkt. No. 3]
 24 Case No. 09-17355 (Bankr. S.D.N.Y. Dec. 16, 2009).

25 6. Attached as **Exhibit 3** to this Declaration is a true and correct copy of the
 26 declaration of Adrien Cadieux dated June 28, 2013.

7. Attached as **Exhibit 4** to this Declaration is a true and correct copy of excerpts from Thomson SA's Annual Report Form 20-F dated May 6, 2009.

8. Attached as **Exhibit 5** to this Declaration is a true and correct copy of the affidavit of Michael O'Hara dated September 28, 2005.

9. Attached as **Exhibit 6** to this Declaration is a true and correct copy of the affidavit of Marie-Ange Debon dated September 2, 2005.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATED: January 27, 2014 at Denver, Colorado.

/s/ Jeffrey S. Roberts
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